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**AUG 05 2005**

**FAX TRANSMITTAL**

**TO:** Examiner Stahl **DATE:** August 5, 2005

**COMPANY:** United States Patent and Trademark Office

**FAX NO.:** 703-872-9306 **PHONE NO.:**

**FROM:** Arthur J. Behiel **NO. PAGES (INCL. COVER):** 13

**MATTER:** Serial No.: 10/035,829

**SUBJECT:** Docket No.: AONIP001C1 (AO-666)

**MESSAGE:**

Please see the attach status letter regarding requested correction in the filing receipt.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicants: Vlad J. Novotny and Parvinder Dhillon

AUG 05 2005

Assignee: Active Optical Networks Inc.

Title: "Micro-Opto-Electro-Mechanical Switching System"

Serial No.: 10/035,829 Filed: 10/18/2001

Docket No.: AONIP001C1 Art Unit: 2874  
(AO-666)

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Sent via Facsimile number 703-872-9306STATUS LETTER REGARDING REQUESTED CORRECTION IN FILING RECEIPT

Dear Examiner Stahl:

On June 2, 2005, we filed an Amendment under Rule 312 to fix the priority claim for the above-identified application (attached). Specifically to add the following information:

**This application is a CON of 09/981,628, filed 10/15/2001**

Which claims benefit of 60/206,744, filed 05/24/2000  
and claims benefit of 60/241,269, filed 10/17/2000  
and claims benefit of 60,211,239, filed 06/12/2000

**Which is a CIP of 09/865,981, filed 05/24/2001**

Which claims benefit of 60/206,744, filed 05/24/2000  
and claims benefit of 60/241,269, filed 10/17/2000

**Which is a CIP of 09/880,456, filed 06/12/2001**

Which claims benefit of 60/211,239, filed 06/12/2000  
And is a CIP of 09/865,981, filed 05/24/2001

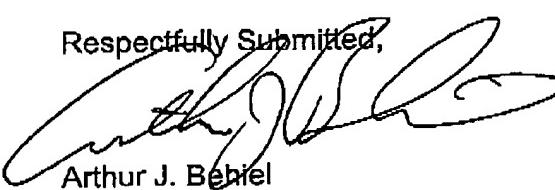
On June 16, 2005, we received an incorrect updated filing receipt. The updated filing receipt (attached) does not show application number 09/981,628 claiming benefit to the 3 provisional applications nor does it show that this application is a CIP of 09/880,456, filed 06/12/2001, which claims benefit of 60/211,239, filed 06/12/2000 and is a CIP of 09/865,981, filed 05/24/2001.

On June 23, 2005, we received a Response to Rule 312 Communication stating the amendment we filed had been considered and entered.

Please have the amendment re-entered showing the correct priority information and have a corrected filing receipt sent to my attention at your earliest convenience.

If you have any additional questions please contact me at the below listed number.

Respectfully Submitted,



Arthur J. Bebel  
925-621-2113  
Attorney for Applicants  
Reg. No. 39,603

PTO/SB/21 (09-04)

Approved for use through 07/31/2006, OMB 0651-0031  
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TRANSMITTAL  
FORM

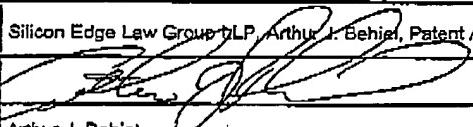
(to be used for all correspondence after initial filing)

	Application Number	10/035,829	
	Filing Date	10/18/2001	
	First Named Inventor	Vlad J. Novotny	
	Art Unit	2874	
	Examiner Name	Stahl, Michael J.	
Total Number of Pages in This Submission	6	Attorney Docket Number	ACNIP001C1 (AO-668)

## ENCLOSURES (Check all that apply)

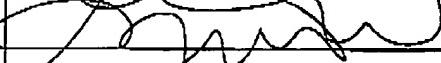
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
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<input checked="" type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	1. Return Receipt Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Remarks	

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Silicon Edge Law Group LLP Arthur J. Behiel, Patent Attorney		
Signature			
Printed name	Arthur J. Behiel		
Date	June 2, 2005	Reg. No.	39,603

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Laurie Moreno	Date	June 2, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

AUG. 5. 2005 3:03PM

NO. 657 Pa<sup>P</sup>. 12,f2



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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/035,829	10/18/2001	2874	1311	AONIP001C1	22	68	7

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CONFIRMATION NO. 2508  
CORRECTED FILING RECEIPT  
\*OC0000000016307875\*  
\*OC000000016307875\*

Date Mailed: 06/16/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**

Vlad J. Novotny, Los Gatos, CA;  
Parvinder Dhillon, Fremont, CA;

**Assignment For Published Patent Application**

Active Optical Networks, Inc.

**Power of Attorney:** The patent practitioners associated with Customer Number 27946.

**Domestic Priority data as claimed by applicant**

This application is a CON of 09/981,628 10/15/2001 ABN which is a CON of 09/865,981 05/24/2001 PAT 6,483,962 which claims benefit of 60/206,744 05/24/2000 and claims benefit of 60/241,269 10/17/2000

**Foreign Applications**

**If Required, Foreign Filing License Granted:** 02/14/2002

**The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is US10/035,829**

**Projected Publication Date:** Request for Non-Publication Acknowledged

**Non-Publication Request:** Yes

**Early Publication Request: No**

**\*\* SMALL ENTITY \*\***

**Title**

MICRO-OPTO-ELECTRO-MECHANICAL SWITCHING SYSTEM

**Preliminary Class**

385

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

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**NOT GRANTED**

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